The opinion in support of the decision being entered today was <u>not</u> written for publication and is <u>not</u> binding precedent of the Board.

## UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte MAREK Z. KUBIN and RAYMOND G. GOODWIN

Application No. 09/667,859

**MAILED** 

SEP - 8 2004

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

## ORDER REMANDING TO THE EXAMINER

The Notice of Appeal (N/AP) dated March 26, 2003, is missing from the electronic file. A piece of paper which is not related to the Notice of Appeal, is in its place. A copy of this paper is attached.

Accordingly, it is

ORDERED that the application is remanded to the Examiner to locate the missing Notice of Appeal, have a complete copy the Notice of Appeal scanned into the IFW file, and for such further action as may be appropriate.

Appeal No. 2004-1695 Application No. 09/667,859

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS AND INTERFERENCES

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US 096678590IP1



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Order of re-scan issued on .....